

Exhibit 44

1 A. ROSS

2 A Sex. Yes.

3 Why would he say something like that,
4 because I wear pants?

5 Q I don't know why he would say that. I am
6 just saying what I heard he said, okay?

7 Did you ever at any time refer to
8 Mr. Libutti as a -- forgive my pronunciation of the
9 word -- coqlione?

10 A Coglione?

11 Q Yes. Have you?

12 A No, not to me. Why would I be a coglione?

13 Q Have you ever referred to Mr. Libutti as
14 such?

15 A No.

22 Q Did you ever hear Mr. Libutti say anything
23 derogatory or offensive about women?

24 A Not in my presence.

25 Q Did you hear him saying it to other

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2 people?

3 A No.

4 Q Did you ever hear Mr. Libutti saying
5 anything derogatory or offensive about gays or
6 homosexuals?

7 A Again, not in my presence. And I don't
8 know if he said anything like that to other people.

9 Q And the same thing with respect to -- same
10 question with respect to older workers --

11 A No.

12 Q -- or older people?

13 A No. I am an older person. He certainly
14 wouldn't say anything like that to me.

15 Q Or that you could have heard of from
16 someone else?

17 A No.

18 Q And the same thing for Pierandrea Galli,
19 have you heard him make any comments, derogatory
20 about --

21 A Not Pierandrea Galli.

22 Q -- about women or -- women?

23 A No.

24 Q Older workers?

25 A No.

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2 Q Older people?

3 A No.

4 Q Homosexuals?

5 A No.

6 Q Gay people?

7 A No.

8 Q How about Francesco Gallo?

9 A What about --

10 Q -- have you ever heard him making any
11 comments -- such derogatory comments about gays?

12 A Francesco Gallo never made any derogatory
13 comments about gays or older people or anybody else.

14 Q Do you remember when Mr. Porru came to New
15 York for the first time?

16 A Andrea Porru, yes.

17 Q And do you remember when he was introduced
18 to the New York office?

19 A I don't remember if there was a meeting of
20 introduction. Probably, but I don't.

21 Q If I said to you that it was around July
22 of 2006 --

23 A Yeah.

24 Q -- would that ring a bell to you?

25 A He came around that time for sure.

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2 ago.

3 Q How about closer to the recent past,
4 around 2006, did you ever hear any rumors about
5 Mr. Gallo being a homosexual?

6 A Around that time I heard more than rumors.
7 I mean, there was the Oksuz case.

8 Q When did you first learn of any rumors or
9 statements about Mr. Oksuz and Mr. Gallo?

10 A When I saw the lawsuit of Oksuz.

11 Q Did you ever hear Mr. Libutti or Mr. Galli
12 refer to Mr. Gallo as a homosexual?

13 A No.

14 Q Did you ever hear them refer to
15 Mr. Mariotti as a homosexual?

16 A No. Mariotti is the one who says that he
17 was a homosexual. I never heard it said by anybody
18 else.

19 Q Did you ever hear Libutti or Galli ever
20 make any comment that the entire New York office is
21 a bunch of frocio?

22 A No. That would be really outlandish.

23 Q Did you read the complaint by Ms. Lorruso?

24 A Yes, I did. Since I had to be deposed.

25 Q Did you find any of it to be true?